

# UNITED STATES DISTRICT COURT

for the

EASTERN District of CALIFORNIA

United States of America )

v. )

THOMAS EDWARD HENDERSON, JR., )

Date of Previous Judgment: 08/19/2005 )

(Use Date of Last Amended Judgment if Applicable) )

Case No: 2:03-CR-0556-01 FCD

USM No: 15532-097

David M. Porter, AFD

Defendant's Attorney

## Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has

**IT IS ORDERED** that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 70 months is reduced to 60.

### I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Previous Offense Level: 23

Amended Offense Level: 21

Criminal History Category: IV

Criminal History Category: IV

Previous Guideline Range: 70 to 87 months

Amended Guideline Range: 60 to 71 months

### II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

☒ The reduced sentence is within the amended guideline range.

☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.

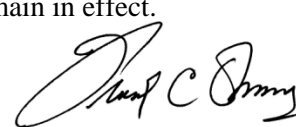
☐ Other (explain):

### III. ADDITIONAL COMMENTS

Except as provided above, all provisions of the judgment dated 08/19/2005 shall remain in effect.

**IT IS SO ORDERED.**

Order Date: 03/31/2008

  
Judge's signature

Effective Date: \_\_\_\_\_  
(if different from order date)

Hon. Frank C. Damrell Jr., Judge  
Printed name and title